

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill in section 3 in §565-A in subsection 1 in the 7th line (page 2, line 27 in L.D.) by inserting after the following: "to the tank and" the following: ', if a threat of release is imminent,'

Amend the bill in section 3 in §565-A in subsection 4 in the 3rd to 6th lines (page 3, lines 17 to 20 in L.D.) by striking out the following: "or provide the tank owner or operator with a red tag for that purpose. Immediately upon receipt of a red tag from the department, the owner or operator shall affix the tag, in plain view, to the tank fill pipe"

SUMMARY

This amendment requires a threat of release to be imminent in order for the Commissioner of Environmental Protection to issue an administrative order to cease operation of an underground oil storage tank. It also removes the authority of the Department of Environmental Protection to allow a tank owner or operator to affix a red tag to a tank and instead requires department staff to affix the tag.

FISCAL NOTE REQUIRED

(See attached)